

(5) Developing new techniques that provide operational evaluation of biological control organisms in field use.

(6) Developing new techniques for quarantine and commodity treatments and insect and disease survey and detection.

(7) Directing, coordinating, and developing new technologies that include pesticide efficacy, bioassay, and biological control as needed to support APHIS program goals.

(d) *National Monitoring and Residue Analysis Laboratory.* (1) Participating with the Director, S&T, in the overall planning and formulation of all policies, programs, and activities of S&T.

(2) Planning, providing leadership, coordinating, and directing a laboratory support program for pesticide residue analyses and collection of environmental components (air, soil, vegetation, water, sediment, fishes, birds, mammals, reptiles, and invertebrates), crops and animal products, analyses of program pesticide concentrates, industrial hygiene monitoring and sample analyses in work areas, taxonomic determination of insect species by chemical analyses, and trace analyses of organic chemicals in various sample matrices.

[54 FR 23194, May 31, 1989; 54 FR 27793, June 30, 1989]

#### § 371.13 Biotechnology, Biologics, and Environmental Protection.

The units of Biotechnology Coordination and Technical Assistance, Veterinary Biologics, Biotechnology Permits, and Environmental Documentation, under the administrative direction of the Administrator and the functional and technical direction of the Director, BBEP, are responsible for:

(a) *Biotechnology Coordination and Technical Assistance.* (1) Providing technical guidance and support to all BBEP units.

(2) Analyzing comments and preparing issue papers and correspondence on biotechnology regulatory policy.

(3) Advising APHIS personnel on the preparation of various documents for APHIS and public distribution.

(4) Coordinating responses on Freedom of Information Act requests pertaining to biotechnology, biologics, and environmental documents, and re-

viewing and assisting in the preparation of environmental assessments.

(5) Preparing annual reports on APHIS biotechnology regulatory activities.

(6) Ensuring proper notification to the Office of Agricultural Biotechnology on the receipt of permit applications and issuance of permits and licenses.

(7) Preparing the BBEP budget in cooperation with APHIS Management and Budget officials.

(8) Acting as liaison with APHIS R&D Staff in recruiting for BBEP positions and providing for professional development.

(b) *Veterinary Biologics.* (1) Recommending licensure of veterinary biologics establishments and products and issuing importation permits under 9 CFR parts 101 through 118.

(2) Establishing test methods and criteria for product acceptance and serial release.

(3) Establishing license requirements ensuring compliance by each applicant before issuance of a license.

(4) Establishing production standards and procedures.

(5) Reviewing veterinary biologics labels and advertising claims for compliance.

(6) Establishing criteria for inspection of licensed establishments and the evaluation of such inspections.

(7) Developing policies and directives governing and pertaining to biologics activities and programs.

(8) Serving as consultant and advisor to government officials, professional and industry organizations, and the general public concerning scientific and administrative aspects of the biologics program.

(c) *Biotechnology Permits.* (1) Reviewing and processing permit applications under part 340 of this chapter.

(2) Issuing permits for the introduction of regulated articles.

(3) Maintaining liaison with state departments of agriculture, the academic community and scientific societies.

(4) Providing technical information for environmental analysis for permits allowing environmental release of regulated articles.

(5) Serving as a resource at the request of the Administrator for other

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APHIS and USDA units, and other government agencies.

(d) *Environmental Documentation.* (1) Planning, producing, and analyzing all environmental documentation relative to compliance with the NEPA and other environmental laws. This documentation includes but is not limited to environmental assessments, environmental impact statements, and records of decisions.

(2) Ensuring agency compliance with NEPA.

(3) Conducting public hearings and analyzing comments on agency NEPA regulations and conducting agency scoping hearings relating to environmental impact statements.

(4) Serving as liaison with the Department's Office of the General Counsel on matters pertaining to NEPA-related documents and other environmental laws.

### § 371.14 Delegations of authority.

(a) *Associate Administrator.* The Associate Administrator is delegated the authority to perform all the duties and to exercise all the functions and powers that are now, or that may become, vested in the Administrator, including the power of redelegation except where prohibited, and including authority reserved to the Administrator in § 371.16 of this part. The Associate Administrator is also authorized to act for the Administrator in the absence of the Administrator.

(b) *Deputy Administrators and Directors.* The Deputy Administrators of PPQ, VS, ADC, M&B, REAC, and IS, and the Directors of PPD, R&D, LPA, S&T, and BBEP, and the officers they designate to act for them—with prior specific approval of the Administrator—are delegated the authority, severally, to perform all duties and to exercise all the functions and powers that are now, or that may become vested in the Administrator (including the power of redelegation, except where prohibited) except authority that is reserved to the Administrator. Each Deputy Administrator or Director shall be responsible for the programs and activities in APHIS assigned to that Deputy Administrator or Director.

(c) *PPQ, VS, ADC, REAC, M&B, S&T, REAC, and IS.* The Directors of Oper-

ational Support for PPQ, VS, ADC, and IS; the Regional Directors for PPQ, VS, ADC, and IS; the Directors of the National Veterinary Services Laboratories, the Denver Wildlife Research Center, the Plant Methods Development Centers, and the National Monitoring and Residue Analysis Laboratory; and the Assistant Deputy Administrator for REAC are delegated authority in connection with the respective functions assigned to each of them in this part. They are authorized to perform all the duties and exercise all the functions or powers that are now or that may become vested in the Administrator except the authorities reserved to the Administrator or a Deputy Administrator. The Directors of the Budget and Accounting, Human Resources, Administrative Services, and Information Systems and Communications Divisions, Resource Management Systems and Evaluation Staff, the Field Servicing Office, Equal Opportunity and Civil Rights, and Equal Opportunity Counseling are delegated authority in connection with the respective functions assigned to each of them in this part to perform all the duties and exercise all the functions and powers that are now or that may become vested in the Administrator except the authorities reserved to the Administrator or Deputy Administrator.

(d) *Area Veterinarians in Charge, VS.* Area Veterinarians in Charge of VS programs are delegated authority to:

(1) Issue exemptions to facilities or premises from the requirements of section 4 of the Swine Health protection Act pursuant to section 4(b) of the Act (7 U.S.C. 3803), and

(2) Issue permits to operate facilities to treat garbage pursuant to section (5)(a) of the Swine Health Protection Act (7 U.S.C. 3804).

### § 371.15 Concurrent authority and responsibility to the Administrator.

(a) No delegation or authorization in this part shall preclude the Administrator or each Deputy Administrator or Director from exercising any of the powers or functions or from performing any of the duties conferred upon each,